

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

OSCAR SANCHEZ, MARCUS WHITE,  
TESMOND MCDONALD, MARCELO  
PEREZ, ROGER MORRISON, KEITH  
BAKER, PAUL WRIGHT, TERRY  
MCNICKELS, JOSE MUNOZ, KIARA  
YARBOROUGH, OLIVIA WASHINGTON,  
and IDEARE BAILEY, *on their own and on  
behalf of a class of similarly situated persons,*

*Petitioners/Plaintiffs,*

v.

DALLAS COUNTY SHERIFF MARIAN  
BROWN, *in her official capacity*, and  
DALLAS COUNTY, TEXAS,

*Respondents/Defendants.*

Civil Action No. 20-cv-832

**PLAINTIFFS' MOTION FOR SCHEDULING CONFERENCE**

In light of the ongoing irreparable harm to Petitioners/Plaintiffs (“Plaintiffs”) from their continued confinement in the Dallas County Jail, where confirmed COVID-19 infections have increased 476 percent since April 15, Plaintiffs respectfully request that the Court immediately set a scheduling conference with counsel for all Parties at the earliest practicable time to discuss a schedule for further proceedings on Plaintiffs’ claims in light of the Court’s April 27, 2020 Order denying Plaintiffs’ Motion for a Temporary Restraining Order, Preliminary Injunction, and Writ of Habeas Corpus. *See* Fed. R. Civ. P. 16(b)(1)(B) (calling for issuance of “scheduling order . . . after consulting with the parties’ attorneys and any unrepresented parties at a scheduling conference”).

Dated: May 5, 2020.

Respectfully submitted,

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\**admitted pro hac vice*

\*\* *pro hac vice application forthcoming*

**CERTIFICATE OF CONFERENCE**

This certifies that on May 5, 2020, I conferred by email with Kate David and Adam Biggs, counsel for Defendants and Intervenors, respectively, regarding the subject matter of this motion. Ms. David and Mr. Biggs advised me that their clients do not oppose a scheduling conference but would prefer to see the Court's forthcoming opinion explaining its reasoning for denying relief in its order of April 27, 2020 first.

/s/ Barry Barnett  
Barry Barnett

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing was served via the Court's CM/ECG system on all counsel registered with that system, and via email, on May 5, 2020.

/s/ Barry Barnett  
Barry Barnett